IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

CIVIL APPLICATION NO. 2803 OF 2004

IN

FIRST APPEAL (ST) NO. 310 OF 2003

Ms. Neha Shrirang Mitragotri and ors. ... Applicants

Vs.

Ujjwal Vishwanath Patil and Ors. ... Respondents

Mr. S.S. Vidyarthi for Applicants.

Mr. Umesh G. Deshpande, for Respondent Nos. 1 to 5.

Mr. M.B. Kotak for Respondent No. 10.

CORAM : F.I. REBELLO &
ANOOP V. MOHTA,JJ.
DATED : AUGUST 25, 2004

P.C. :

1. This is an application by the Applicants to withdraw the amount deposited. Considering that the appeal has been disposed of, the appellants are entitled to withdraw the amount. The same be adjusted against the amount awarded against the appellant insurer. The tribunal to pay the amount in terms of the directions of the Tribunal.

2. The appellant insurance company has deposited the entire amount awarded before the Claims

tribunal and apart from that the sum of Rs.25,000/- before this Court. Considering the fact that the entire amount has been deposited, the Registry to refund the sum of Rs.25,000/- deposited in this court to the appellant insurance company along with accrued interest, if any. Application stands disposed of accordingly. C.C. expedited.

(F.I. REBELLO,J.)

(ANOOP V. MOHTA,J.)